

**LIQUOR ADVISORY BOARD**  
**Tuesday, November 15, 2011**  
**6:30 P.M. – City Council Chambers**  
**Rockford City Hall, 425 East State Street**

**Present:**

**LAB Members:** Aaron Magdziarz  
Dennis Olson  
Julio Salgado  
Scott Sanders  
Craig Sockwell

**Absent:** Alicia Neubauer  
Dan Roszkowski

**Staff:** Jennifer Cacciapaglia – City Attorney  
Todd Cagnoni, Deputy Director - Construction Services Division  
Matt Knott - Chief, Fire Department  
Marcy Leach – Public Works  
Sandra Hawthorne - Administrative Assistant

**Others:** Alderman Frank Beach  
Kathy Berg, Stenographer  
Applicants and Interested Parties

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Sandra Hawthorne explained the format of the meeting will follow the Boards Rules of Procedure generally outlined as:

The Chairman will call the address of the application.

- The Applicant or representative are to come forward and be sworn in.
- The Applicant or representative will present their request before the Board
- The Board will ask any questions they may have regarding this application.
- The Chairman will then ask if there are any Objectors or Interested Parties. Objectors or Interested Parties are to come forward at that time, be sworn in by the Chairman, and give their name and address to the Liquor Advisory Board secretary and the stenographer
- The Objector or Interested Party will present all their concerns, objections and questions to the Applicant regarding the application.
- The Board will ask any questions they may have of the Objector or Interested Party.
- The Applicant will have an opportunity to rebut the concerns/questions of the Objector or Interested Party
- No further discussion from the Objector or Interested Party will occur after the rebuttal of the Applicant.
- The Board will then discuss the application and a vote will be taken.

It was further explained to the public in attendance, applicants, objectors and interested parties that this meeting is not a final vote on any item. The date of the Codes & Regulations meeting is Monday, November 28, 2011, at 4:45 PM in Conference Room A of this building as the second vote on these items. The public in attendance, applicants, objectors and interested parties were instructed that they could contact the Zoning Office for any further information and the phone number was listed on the top of the agenda which was made available to all those in attendance. The City's web site for minutes of this meeting are listed on the agenda as well.

The meeting was called to order at 6:05 PM. A **MOTION** was made by Julio Salgado to **APPROVE** the minutes of the October meeting as submitted. The Motion was **SECONDED** by Craig Sockwell and **CARRIED** by a vote of 6-0 with Aaron Magdziarz abstaining and Dan Roszkowski and Alicia Neubauer absent.

**011-LAB-015**

Applicant  
Ward 11

**1201 Broadway**

Rockford Banquet Hall, Inc. – Than Xayvandy

The sale of liquor by the drink in conjunction with a restaurant, bar, and banquet hall (venue) in a C-4, Urban Mixed-Use Zoning District.

The subject property is located on the SE corner of 8<sup>th</sup> Street and Broadway. This item was Laid Over at the August, September and October meetings.

Staff Recommendation was for Denial. No Objectors or Interested Parties were present.

A **MOTION** was made by Aaron Magdziarz to **LAY OVER** the request for Sale of Liquor by the Drink in conjunction with a restaurant, bar and banquet hall (venue) in the name of Than Xayvandy d/b/a Rockford Banquet Hall, Inc. in a C-4, Urban Mixed-Use Zoning District at 1201 Broadway. The Motion was **SECONDED** by Craig Sockwell and **CARRIED** by a vote of 5-0.

**011-LAB-027**

Applicant  
Ward 14

**5801 Columbia Parkway**

Stumpy's of Rockford Inc. – Jay Gesner

The sale of alcohol by the drink in conjunction with a bar/tavern with an outdoor seating area in a C-3, General Commercial Zoning District.

The subject property is Lot 4 of Plat #1 of Harrison Park North Subdivision and is the former Captain's Pub tenant space of approximately 1,708 square feet. The Applicant is a new owner and is going to occupy the eastern most tenant spaces in the Harrison Market Plaza. Attorney Robert Calgaro and the Applicant, Jay Gesner were present. Attorney Calgaro reviewed the request of the Applicant.

Attorney Cacciapaglia asked the Applicant if he was aware of - and in agreement with - no cover charge. The Applicant stated he was not planning to do so at this time but was hesitant to agree to no cover charge due to the cost of coming back before the Board should he chose to do so in the future. In response to a question from the Board regarding adding this condition, Attorney Cacciapaglia indicated she would be more comfortable with this condition specified.

Staff Recommendation is for Approval for the sale of alcohol but Denial of an outdoor seating area. No Objectors or Interested Parties were present.

A **MOTION** was made by Dennis Olson to **APPROVE** the sale of alcohol by the drink in conjunction with a bar/tavern in the name of Jay Gesner d/b/a Stumpy's of Rockford, Inc. and to **DENY** an outdoor seating area in a C-3, General Commercial Zoning District with the addition of condition 3. The Motion was **SECONDED** by Craig Sockwell and **CARRIED** by a vote of 5-0.

Approval is subject to the following conditions:

1. Meet all applicable Building and Fire Codes.
2. Compliance with all City of Rockford Liquor Codes.
3. There shall be no cover charge

With no further business to come before the Board, the meeting was adjourned at 6:13 PM.

Respectfully submitted,  
Sandra A. Hawthorne, Administrative Assistant  
Liquor Advisory Board